OIPE
FEB 0 3 2005
PATENT & TRADEMARK OFFICE
JC699

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Avi J. ASHKENAZI, et al.	Docket No.:	39780-2730P1C57
Serial No.:	09/989,732	Group Art Unit:	1646
Filing Date:	November 19, 2001	Examiner:	Jiang Dong

For: **NUCLEIC ACIDS ENCODING PRO1184 POLYPEPTIDES**

EXPRESS MAIL LABEL NO.: EV 582 627 274 US

DATE MAILED: February 3, 2005

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication, except U.S. patents and patent application publications (1276 OG 55), is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §§ 1.97-1.98.

Each reference listed and denoted by an asterisk (*) has been cited in a related patent application, US Serial No. 09/990,444 (claiming PRO 1184 polypeptide); Our Ref. No. 39780-2730P1C19 and/or US Serial No. 09/992,598 (claiming PRO 1184 antibody); Our Ref. No. 39780-2730P1C57. A copy of each reference is provided herewith. Applicants submit these documents to ensure that all references are of record and considered in all related applications.

Applicants respectfully request the Examiner to acknowledge consideration of the currently submitted references by initialing and returning form PTO-1449 in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

☐ This statement qualifies under *37 C.F.R. §1.97*, subsection (b) because (check all that apply):

☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)
-- OR --

☐ (2) It is being filed within 3 months of entry of a national stage
-- OR --

☐ (3) It is being filed before the mail date of the first Office Action on the merits
-- OR --

02/11/2005 DTESSEM1 00000160 081641 09989732
01 FC:1806 180.00 DA

☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☐ *37 C.F.R. §1.97(c).* If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; **or**

☐ a fee of $180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *37 C.F.R. §1.97(d).* If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**

C. a fee of $180.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of $180.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 **(Docket No. 39780-2730P1C57)**.

Respectfully submitted,

Dated: February 3, 2005

By: _____
Ginger R. Dreger
Reg. No. 33,055

HELLER EHRMAN WHITE & MCAULIFFE, LLP
Customer No. 35489/09157
275 Middlefield Road
Menlo Park, CA 94025-3506
Telephone: (650) 324-7000 /Facsimile: (650) 324-0638

OIPE
FEB 0 3 2005
PATENT & TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT PTO-1449	ATTY. DOCKET NO.: 39780-2730P1C57	SERIAL NO.: 09/989,732
	APPLICANT : Avi J. ASHENAZI, et al.	
	FILING DATE: 11/19/2001	GROUP: 1646

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
						☐	☐

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Isogai et al., Locus ZDHB, 2/28/03, Accessed 2/11/04

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.